FILED BY DO D.C.

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE 05 OCT 11 AM 9: 33 WESTERN DIVISION

THOMAS M. GOUD CLERK, U.S. DISTRICT COURT W/D OF THE MEMPHIS

UNITED STATES OF AMERICA

Plaintiff

VS.

CR. NO. 04-20501-D

ANTONIO STACKER

Defendant.

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY AND <u>SETTING</u>

This cause came on for a report date on September 22, 2005. At that time, counsel for the defendant requested a continuance of the October 3, 2005 trial date in order to allow for additional preparation in the case.

The Court granted the request and reset the trial date to November 7, 2005 with a report date of Thursday, October 27, 2005, at 9:00 a.m., in Courtroom 3, 9th Floor of the Federal Building, Memphis, TN.

The period from October 14, 2005 through November 18, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 8th day of October, 2005.

BERNICÉ B. DONALD

UNITED STATES DISTRICT JUDGE

This document entered on the docket by with Rule 55 and/or 32(b) FRCrP on

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Notice of Distribution

This notice confirms a copy of the document docketed as number 56 in case 2:04-CR-20501 was distributed by fax, mail, or direct printing on October 12, 2005 to the parties listed.

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Honorable Bernice Donald US DISTRICT COURT